



JC07 Rec'd PCT/PTO 02 MAY 2005  
10/506662

PATENT  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of )  
ISRAEL ) Art Unit: To be assigned  
Serial No. 10/506,662 ) Examiner: To be assigned  
Filed: 09/03/2004 )  
Title: APPARATUS AND )  
METHOD FOR RETARD- )  
ING AN ENGINE WITH )  
AN EXHAUST BRAKE )  
AND A COMPRESSION )  
RELEASE BRAKE )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO NOTICE TO FILE MISSING  
PARTS OF NONPROVISIONAL APPLICATION**

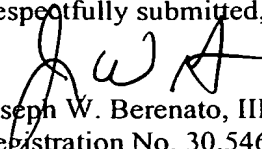
This submission is in response to the Notice to File Missing Parts of  
Nonprovisional Application, mailed March 2, 2005 (copy attached). The following  
documents are being submitted:

- 1) Declaration for Patent Application referencing the application entitled  
VANE-TYPE ROTARY APPARATUS WITH SPLIT VANES;
- 2) Power of Attorney.

The undersigned attorney of record asserts that the application filed in the  
Patent and Trademark Office is the application, which the inventor executed by  
signing the Oath or Declaration.

In view of the above, the applicant respectfully submits that all documents  
necessary for perfecting the filing date of September 3, 2004 have been filed.

Respectfully submitted,

  
Joseph W. Berenato, III  
Registration No. 30,546  
Attorney for Applicant

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# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/506,662	Mark A Israel	6222.440

INTERNATIONAL APPLICATION NO.	
PCT/CA03/00305	
I.A. FILING DATE	PRIORITY DATE
03/04/2003	03/04/2002

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6550 Rock Spring Drive, Suite 240  
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DOUBLED

MAR - /

CONFIRMATION NO. 3400

371 FORMALITIES LETTER



\*OC000000015304153\*

Date Mailed: 03/02/2005

## NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 09/03/2004
- Copy of the International Search Report filed on 09/03/2004
- Preliminary Amendments filed on 09/03/2004
- Information Disclosure Statements filed on 09/03/2004
- Small Entity Statement filed on 09/03/2004
- Request for Immediate Examination filed on 09/03/2004
- U.S. Basic National Fees filed on 09/03/2004
- Priority Documents filed on 09/03/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

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PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/506,662	PCT/CA03/00305	6222.440

FORM PCT/DO/EO/905 (371 Formalities Notice)